

**M I N U T E S**

**BASEHOR CITY COUNCIL**  
**December 2, 1991**  
**7:30 PM**  
**Basehor City Hall**

**OFFICIAL PRESIDING: MAYOR JOSEPH P. ODLE**

**MEMBERS PRESENT:** Pres. John Novak, Jerry Barlow,  
John Pfannenstiel, Charles Wilderson

**MEMBERS ABSENT:** Francis Scherer

**Others Present:** John Thompson, Atty Jane Scherer, Treas.  
Mary Mogle, Clerk Bill Mogle, WWTO  
Brenda Smith, Sentinel Citizens

Mayor Odle called the meeting to order at 7:30 P.M with the flag salute and roll call. All members were present except Francis Scherer and Charles Wilderson.

**APPROVAL OF MINUTES**

A motion was made by J. Pfannenstiel and second by J. Barlow to approve the November 4th and 18th Minutes as written. All Aye. Motion Passed (4-0)

**APPROVAL OF TREASURER'S REPORT**

J. Novak moved to accept the November 1991 Treasurer's Report and reinvest CD #3172. The motion was second by J. Pfannenstiel. All voted in favor. Carried. (4-0)

Councilman Novak requested clearer copies of future Treasurer Reports.

**APPROVAL OF MUNICIPAL COURT REPORT**

It was moved and second by J. Pfannenstiel and J. Barlow to approve the November 1991 Municipal Court report as submitted. All voted unanimously in favor. Motion passed (4-0)

**CITIZENS AND PETITIONS**

No written requests received.

SCANNED

3-6-7-11

**PLANNING COMMISSION**

WELLINGTON PLACE SUBDIVISION - The Board recommended acceptance of the final plat for Wellington Place Subdivision located on the east side of 155th Street, south of Poplar St. Developers are Gary and Arlene Wells.

Councilman Pfannenstiel wanted to make sure the issue of future flooding had been addressed by the city engineer and developer. Mayor assured the Council that all concerns have been addressed by both parties.

A motion was made by J. Pfannenstiel and second by J. Barlow to approve th final plat for Wellington Place. All Aye. Motion Carried. (4-0)

BED & BREAKFAST USE - Correspondence from the board explained that the "Bed & Breakfast" classification was inadvertantly omitted from the new zoning regulations as a special use permit. The board ask to amend Sec. 11.01 to include this catagory.

(C. Wilderson arrived at 7:40 PM)

Councilman Novak commented that he is opposed to residents operating businesses out of their homes and does not feel a "Bed & Breakfast", or any special use permit for that matter, should be included in a "R-1" zoning.

Councilman Pfannenstiel felt that a "Bed & Breakfast" facility is a residential activity.

It was moved and second by J. Pfannenstiel and C. Wilderson to add a "Bed & Breakfast" catagory to Sec. 11.01 of the special uses. Pfannenstiel, Wilderson and Barlow -Aye Novak - No. Motion Carried (3-1).

**CITY ATTORNEY**

EQUIPMENT RESERVE ORD. - Thompson presented, for Council approval, an ordinance which will allow the City to set funds aside in their budget every year for the purchase of equipment, machinery or other equipment or personal property. He asked Council to establish a replacement cost and life expectancy. He explained any piece of equipment purchased under this amount would be funded through the general fund.

Thompson explained the equipment reserve and capital improvement fund needs to be in place before January 1st.

After a brief discussion, J. Novak moved to set a minimum amount of \$3,000.00 for a life expectancy of not less than three (3) years and approve the Equipment Reserve Ordinance as written. J. Barlow second the motion. All Aye. Motion unanimously (4-0).

ORD. 242 - AN ORDINANCE ESTABLISHING A MUNICIPAL EQUIPMENT RESERVE FUND

CAPITAL IMPROVEMENT FUND - An ordinance was presented by John Thompson to establish a capital improvements fund which will allow the City to finance, in whole or in part, any public improvement need set forth in the City's capital improvement plan.

A motion was made by J. Pfannenstiel and second by C. Wilderson to accept the presented ordinance to establish a capital improvement fund. All voted unanimously. Passed (4-0).

ORD. 243 - AN ORDINANCE CREATING A CAPITAL IMPROVEMENTS FUND

DOMESTIC VIOLENCE POLICY -Enclosed in the Council's packet was a "domestic violence" policy drafted by the attorney generals office. Thompson explained the City must have a policy in place by the first of the year per State mandate (Senate Bill #356).

Council discussed instances where the policy would have applied in our municipal court. Councilman Wilderson also requested the full and part-time police officers attend a training seminar when available. Council unanimously agreed to send officers for necessary training.

J. Barlow moved to accept the proposed domestic violence policy as presented. J. Pfannenstiel second the motion. All voted in favor. Carried. (4-0)

**MAYOR'S REPORT**

CEREAL MALT LICENSE - Mayor Odle requested the renewal of Casey's General Stores and John's Grocery Store cereal malt license for 1992.

J. Novak and J. Pfannenstiel moved and second to renew the Casey's and John's cereal malt license. Novak, Pfannenstiel and Barlow - Aye. Wilderson - Abstained. Motion Passed (3-0-1)

LIQUOR LICENSE RENEWAL - A request was made by Mayor Odle to renew the liquor license for Rumsey's Liquor Store for 1992.

J. Novak moved to renew the liquor license for Rumsey Liquor Store. J. Pfannenstiel second the motion. Novak, Barlow and Pfannenstiel - Aye. Wilderson - Abstained. Passed (3-0-1).

**JOHN NOVAK**

NUISANCE ORDINANCE - A motion was made by J. Novak to have the city be the complaining party and enforce the nuisance ordinance (#8-509) throughout the entire city.

Odle explained that if the city made a "blanket" complaint, they would have to issue citations to just about everyone in the city.

Thompson explained it is very hard to prosecute a case in municipal court without having someone other than the city there to testify.

The remaining Councilmen expressed their wishes to see the ordinance enforced but would not agree to a blanket enforcement. They felt the major areas should be targeted.

Brenda Smith, Basehor Sentinel, suggested the City sponsor a city wide cleanup where Deffenbaugh would make an additional pickup once or twice a year.

Mayor Odle called for a second to Novak's motion. Motion died for lack of a second.

**JERRY BARLOW**

**CHARLES WILDERSON**

**JOHN PFANNENSTIEL**

CITY PARK - Pfannenstiel reported the first appraisal was not accepted by the State. A second appraiser has been hired and will have the appraisal ready by December 10th.

Mayor explained the methods of which the city will be paying for the new land acquisition.

SOLID WASTE MANAGEMENT COMMITTEE -The county has organized a twenty-one member solid waste management committee. They meet every Wednesday at 7:00 p.m with the locations changing. Pfannenstiel will is currently vice-chairman and will serve as chairman next year. The group will be discussing various methods of disposing of their solid waste. Each city will be obligated to follow the policy once it is in place.

There being no further business to discuss, J. Novak moved to adjourn the meeting. J. Barlow second the motion. All Aye. Motion Carried. Meeting Adjourned.

Submitted for Council approval on the 6th day of January  
1991.

Respectfully submitted,

Mary A. Mogle, Clerk